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PATENT
Docket No.: 014801-001420US
Client Ref. No.: PD495

TOWNSEND and TOWNSEND and CREW LLP

By: Jeanette Olivera

Jeanette Olivera

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David W. Andrews, et al.

Application No.: 10/081,556

Filed: February 20, 2002

For: TRANSIT BEST FARE SYSTEM
AND METHOD

Examiner: Igor N. Borissov

Art Unit: 3639

PRE-APPEAL BRIEF REQUEST FOR
REVIEW

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Appellants respectfully request review of the final rejection mailed by the Office for the above-referenced application on July 18, 2005 ("the Final Office Action"). Appellants believe the rejections contain clear factual deficiencies and do not properly set forth a *prima facie* rejection.

A Notice of Appeal is being filed concurrently herewith. This Request for Review is pursued for the reasons given below.

STATUS OF CLAIMS

Claims 19-39 stand rejected under 35 U.S.C. §103(a) as unpatentable over the cited portion of European Pat. No. EP 0 911 762 A2 to Kikuchi (hereinafter "Kikuchi") in view of U.S. Pat. No. 6,550,672 to Tracy et al. (hereinafter "Tracy").